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Date: December 11, 2003

To Commissioner For Patents  
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Facsimile number 13774-00200001 / (703)872-9306

From Y. Rocky Tsao  
Reg. No. 34,053

Re THE LEAVES OF CAJANUS CAJAN(L.) MILLSP AND EXTRACT,  
FORMULATION AND USES THEREOF  
Applicant: Hao Yuan  
Application No.: 10/018,981  
Filing Date: December 18, 2001  
Attorney Docket No.: 13774-002001

Number of pages  
including this page 12

Message As instructed by Examiner Simon J. Oh, Art Unit 1615, we are faxing the attached pages, i.e., Petition for Three-Month Extension of Time and Supplemental Reply to Final Office Action of April 1, 2003 filed via facsimile on September 22, 2003 and a Notice of Appeal filed on September 30, 2003 via first class mail.

Examiner Oh stated that the attached documents have not yet been entered by the office and therefore requested that we submit them again via facsimile. The Notice of Appeal attached was sent via first class mail. We have also attached a copy of the stamped return receipt postcard dated October 3, 2003 by the Office mailroom.

We thank you for your assistance in this matter.

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at 617 542-5070 to arrange for its return. Thank you.

FEB. 9. 2004 3:50PM

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NO. 0302 P. 9

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August 14, 2003

## VIA FACSIMILE

Examiner Simon J. Oh  
U.S Patent and Trademark Office  
Washington, D.C. 20231

Re: THE LEAVES OF CAJANUS CAJAN(L.) MILLSP AND EXTRACT,  
FORMULATION AND USES THEREOF  
Our Ref.: 13774-002001



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Dear Examiner:

Thank you for granting a telephone interview, scheduled for the week of August 18, 2003, to discuss issues raised in the advisory action and earlier correspondence. This letter outlines the points we plan to address during the telephone interview.

Here, we will only discuss claim 16, the only independent claim. In response to the final office action, we have amended this claim by removing a member from the recited Markush group, i.e., fracture. Claim 16, as amended, covers a method of treating osteoporosis, angina of coronary heart disease, cerebral infarction, or ameliorating hemorheological index. The method includes administering a subject in need of treatment with *Cajanus cajan*(L.) Millsp leaves or an extract thereof.

You stated in the advisory action that "[t]he proposed amendments alter the scope of the present claims, such that they would require further consideration and search." We disagree. As mentioned above, we merely removed a member from a Markush group. Since you have already conducted a search for all five members of this Markush group, there is no need to conduct another search for the remaining four members.

Please let me know the date and time of the interview as soon as possible.

Very truly yours,

*Y. Rocky Tsao*  
Y. Rocky Tsao

YRT/txz

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